

HOUSE BILL 1751

By Moody

AN ACT to amend Tennessee Code Annotated, Title 48,  
Chapter 101, relative to charitable solicitations.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 48, Chapter 101, Part 5, is amended by adding the following language as a new section:

48-101-523.

(a) The secretary of state is authorized to create a charitable advisory council to consist of at least seven (7), but not more than twelve (12), members. The secretary of state, or secretary of state's designee, shall serve as an ex officio member of the council. Members of the charitable advisory council shall:

(1) Be appointed by the secretary of state, and serve terms of two (2) years; provided, that five (5) members shall be appointed for an initial term of four (4) years and the remaining members shall be appointed for an initial term of two (2) years;

(2) Represent a broad range of individuals who engage with the charitable giving community on a regular basis, and who hold some expertise in the management and leadership of charitable organizations; and

(3) Annually vote to elect one (1) of its members to serve as chairperson.

(b) Members of the charitable advisory council shall receive no compensation for their services on the commission but may receive reimbursement for travel and other necessary expenses.

(c) The charitable advisory council shall assist the secretary of state in identifying emerging issues and trends affecting charitable organizations, and advise the secretary of state on other related issues at the request of the secretary of state. The council shall study issues of charitable giving, volunteerism, and fundraising in the state. The council shall advise the secretary of state and make recommendations with respect to the operation and administration of this chapter with the objective of assuring maximum simplicity in the conformance of charitable organizations with the provisions of this chapter.

(d) The charitable advisory council shall meet a minimum of twice annually, and submit annually a comprehensive report of their activities and the results of their studies to the secretary of state in the first month of each calendar year. The council may meet from time to time or submit additional and special reports as are deemed advisable.

SECTION 2. This act shall take effect July 1, 2014, the public welfare requiring it.